

SUPERIOR COURT OF CALIFORNIA

County of San Diego

DATE: May 9, 2006

DEPT. 71

REPORTER A: Peter Stewart

CSR# 3184

PRESENT HON. RONALD S. PRAGER

REPORTER B:

CSR#

JUDGE

CLERK: K. Sandoval

BAILIFF:

REPORTER'S ADDRESS: P.O. BOX 120128

SAN DIEGO, CA 92112-4104

MINUTE ORDER

IN RE: JCCP 4221/4224/4226&4428 – Natural Gas Anti-Trust Cases (Price Indexing)

The attached Court's minute order regarding the following Demurrers and Motions to strike applies to all cases listed as follows:

4221-00020	UYEDA vs CENTERPOINT ENERGY INC
4221-00021	BENSCHIEDT vs AEP ENERGY SERVICES INC
4221-00022	COUNTY OF SANTA CLARA vs SEMPRA ENERGY
4221-00023	CITY AND COUNTY OF SAN FRANCISCO vs SEMPRA ENERGY
4221-00024	COUNTY OF SAN DIEGO vs SEMPRA ENERGY
4221-00025	OLDER vs SEMPRA ENERGY
4221-00026	CITY OF SAN DIEGO vs SEMPRA ENERGY
4221-00027	TAMCO vs DYNEGY INC
4221-00028	A L GILBERT COMPANY vs CORAL ENERGY RESOURCES LP
4221-00029	OBERTI WHOLESALE FOOD INC vs ENCANA ENERGY SERVICES INC
4221-00030	BROWN vs ENCANA ENERGY SERVICES INC
4221-00031	LOIS THE PIE QUEEN vs ENCANA ENERGY SERVICES INC
4221-00032	VITTICE CORPORATION vs ENCANA CORPORATION
4221-00033	COUNTY OF ALAMEDA vs SEMPRA ENERGY
4221-00034	THE REGENTS OF THE UNIVERSITY OF CALIFORNIA vs RELIANT ENERGY SERVICES INC
4221-00035	SCHOOL PROJECT FOR UTILITY RATE REDUCTION vs SEMPRA ENERGY
4221-00036	ASSOCIATION OF BAY AREA GOVERNMENTS vs SEMPRA ENERGY
4221-00037	OWENS-BROCKWAY GLASS CONTAINER INC vs SEMPRA ENERGY
4221-00038	TEAM DESIGN DBA TIMOTHY ENGELN INC vs RELIANT ENERGY INC
4221-00039	CITY OF LOS ANGELES DEPARTMENT OF WATER AND POWER vs RELIANT ENERGY SERVICES INC
4221-00040	SACRAMENTO MUNICIPAL UTILITY DISTRICT vs RELIANT ENERGY SERVICES INC
4221-00041	SHANGHAI 1930 RESTAURANT PARTNERS LP vs ENCANA ENERGY SERVICES INC
4221-00042	PODESTA vs ENCANA ENERGY SERVICES INC

4221-00043 NURSERYMAN'S EXCHANGE OF HALF MOON BAY vs SEMPRA ENERGY
4221-00044 COUNTY OF SAN MATEO vs SEMPRA ENERGY
4221-00045 BUSTAMANTE vs WILLIAMS ENERGY SERVICES
4221-00046 PABCO BUILDING PRODUCTS vs DYNEGY INC
4221-00047 BOARD OF TRUSTEES OF THE CALIFORNIA STATE UNIVERSITY vs DYNEGY INC

10:00 a.m. This being the time previously set for Ex-Parte Hearing in the above entitled cause Court convenes with counsel as noted appearing telephonically:

Karen Corallo of Akin Gump, Strauss, Hauer & Feld
Geoffrey T. Holtz of Bingham McCutchen
Nancy Fineman of Cotchett, Pitre, Simon & McCarthy
Aaron Sheanin Girard Gibbs & DeBartolmeo
Bennett Young of LeBoeuf, Lamb, Greene & MacRae
Michael Kass Pillsbury Winthrop Shaw Pittman
Geoffrey Rushing of Saveri & Saveri

Personally present is Dan Yarkoubian of Krause Kalifayon

Court and counsel discuss the proposed hearing dates on the following pending demurrers.

The Court sets the following dates:

Aquilla will be heard June 28, 2006 at 10:00 a.m., all filings have been completed.

Reliant-Centerpoint opposition is due June 23, 2006, reply July 13, 2006 hearing July 24, 2006 at 10:00 a.m.

Zanaboni opposition May 15, 2006, reply June 2, 2006 hearing June 19, 2006 at 10:00 a.m.

Proposed TXU dates opposition June 5, 2006, reply June 28, 2006, Hearing July 10, 2006 at 10:00. (Note: Counsel to confirm the hearing date or call the Court to reschedule the hearing date).

CMS-Cantera the Court will set these dates at a later time.

Attorney Himmelstein to prepare an order. The moving party to the demurrer is to prepare two binders with all moving, opposition and reply papers the Court's convenience.

10:23 a.m. Court is adjourned.

CLERKS NOTE: 2:05 p.m. Nancy Fineman for the Independent Plaintiffs and Kathleen Kelly for Defendant TXU appear telephonically and the Court reschedules the **TXU Demurrer from July 10, 2006 at July 11, 2006 at 10:00 a.m.**

ks